IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUIT NO.2301 OF 1990

Bank of India .. Plaintiff.

Versus

M/s.Silvo Impex Pvt.Ltd. & Ors. .. Defendants.

Mr.A.S.Pal i/b.O.A.Das for plaintiff.

CORAM : V.C.DAGA, J.

DATE : 13th December, 2007.

P.C.:

1. By an order dated 10th September, 2007, the issues were framed and the plaintiff bank was directed to file affidavit of evidence and documents before 31st October, 2007. Inspite of lapse of more than two months from the date of the order, the plaintiff has neither filed affidavit nor produced documents. Learned Counsel appearing for the plaintiff by way of last chance seeks two week’s time to comply with the order of this Court.

2. By way of last chance, the plaintiff is granted two week's time to file affidavit of evidence and documents, however, subject to costs, quantified at Rs.5,000/- to be deposited with the Maharashtra Legal Services Authority. Costs condition precedent. Needless to mention that if the affidavit of evidence and documents are not filed within the aforesaid period, the suit to stand dismissed for want of prosecution without reference to the Court.

(V.C. DAGA, J.)